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IN RE: APPLICATION OF MEDICAL
RESEARCH COUNCIL FOR AN ORDER
PERMITTING ISSUANCE OF
SUBPOENAS TO TAKE DISCOVERY
FOR USE IN FOREIGN PROCEEDING,

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9
Petitioner.

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11 Case No. [15-mc-80213-HSG](#) (SK)

**FURTHER ORDER REGARDING
MOTION FOR RECONSIDERATION**

12
13 Regarding Docket No. 35

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18 In the Order granting in part and denying in part the motion for reconsideration filed by
Medical Research Council (“MRC”), the Court required Genentech, Inc. (“Genentech”) to provide
certain documents for *in camera* review. The Court directed Genentech to provide the Court for *in*
camera review the unredacted sections of the agreement at issue that address production and
supply, as well as a copy of the supply agreement between Genentech and Roche referenced in
Genentech’s opposition letter filed on December 16, 2015. After reviewing these documents *in*
camera, the Court ORDERS that Genentech shall provide unredacted copies of the following
portions of these documents:

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20 (1) The following portions of the supply agreement between Genentech and Roche
21 referenced in Genentech’s opposition letter filed on December 16, 2015: the first full
22 paragraph on page two; Art. V(5)(d) starting at “1” on page 23 through the end of
23 (5)(d); and Art. VI(1)(a) starting at “all Clinical” and (1)(b) starting at “all
24 Commercial”;
25 (2) The following portions of the Umbrella Manufacturing Supply Agreement: the
26 beginning phrase of the third paragraph on page one up until (i); the phrase after (iv) in
27 the third paragraph on page one; paragraphs 1.39 and 1.42 on page 6; paragraph
28 3.1.6(b) on page 12; paragraph 3.8.1 on page 21; paragraphs 4.1, 4.2, and 4.2 on pages

1 32 and 33; and paragraphs 7.1 and 7.2 on page 35;
2 (3) The following portions of the Short Term Supply Agreement: the beginning phrase of
3 the third paragraph on page one up until (i); the phrase after (iii) in the third paragraph
4 on page one; and the second paragraph of 4.1 and paragraphs 4.1.3, 4.1.4, and 4.1.5 on
5 pages 5 and 6.

6 Genentech shall provide these documents to MRC by no later than March 14, 2016.

7 **IT IS SO ORDERED.**

8 Dated: March 7, 2015



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10 SALLIE KIM
11 United States Magistrate Judge